

REGULAR COUNCIL MEETING JUNE 14, 2011

The regular meeting of the Council of the Town of Altavista was held in the Council Chambers of the J.R. Burgess Municipal Building, 510 Seventh Street on June 14, 2011 at 7:00 p.m.

1. Mayor Burgess called the meeting to order and presided.
2. Pastor Michael Lee, First Baptist Church, gave the invocation.

Council members
present:

Mr. J.R. Burgess
Mr. Ronald Coleman
Mrs. Beverley Dalton
Mr. Charles Edwards
Mr. Bill Ferguson
Mr. Jay Higginbotham
Mr. Michael Mattox

Mr. Edwards arrived at 7:05 p.m.

Also present:

Mr. J. Waverly Coggsdale, III, Town Manager
Mr. Dan Witt, Assistant Town Manager
Mrs. Tobie Shelton, Finance Director
Chief Clay Hamilton, Police Department
Deputy Chief Kenneth Walsh, Police Department
Mr. John Tomlin, Public Works Director
Mr. John Eller, Town Attorney
Mrs. Mary Hall, Administration

3. Mayor Burgess asked if there were any questions regarding the agenda as amended.

A motion was made by Mr. Mattox, seconded by Mr. Coleman, to approve the agenda as amended.

Motion carried:
VOTE:

Mr. J.R. Burgess	Yes
Mr. Ronald Coleman	Yes
Mrs. Beverley Dalton	Yes
Mr. Bill Ferguson	Yes
Mr. Jay Higginbotham	Yes
Mr. Mike Mattox	Yes

4. Mayor Burgess asked if there were any questions regarding the minutes of the April 19, 2011 Work Session, April 26, 2011, May 3, 2011, May 10, 2011, May 24, 2011 and May 31, 2011 Town Council meetings.

A motion was made by Mr. Mattox, seconded by Mr. Coleman, that the minutes of the April 19, 2011 Work Session, April 26, 2011, May 3, 2011, May 10, 2011, May 24, 2011 and May 31, 2011 Town Council meetings be approved as presented.

Motion carried:
VOTE:

Mr. J.R. Burgess	Yes
Mr. Ronald Coleman	Yes
Mrs. Beverley Dalton	Yes
Mr. Bill Ferguson	Yes
Mr. Jay Higginbotham	Yes
Mr. Mike Mattox	Yes

5. Financial Statements

6. Public Comment

Mayor Burgess asked if anyone not on the agenda would like to speak.

No one came forward.

7. Special Items or Recognitions

a. Region 2000 Water Supply Plan

Mr. Michael Lawless, Draper Aden, summarized for Council the Region 2000 Water Supply Plan and advised what needs to be in place by November 2, 2011 before submitting the document to the Department of Environmental Quality (DEQ). Mr. Lawless stated, because of the severe drought during 1999 to 2002, the General Assembly enacted a bill in 2003 asking DEQ to develop regulations for each municipality and those plans be combined into the state water supply plan. Regulations were issued and became effective in 2005. Mr. Lawless advised the plans are to update portions of the data with the 2010 Census results. He reviewed the goals of the plan which include collecting the water supply and water use data throughout the state into one data base. The next step is to look at the current usage and project the increase in demand over the next 50 years based on increased population and increased economic development. Those numbers should entail who will have water shortages or water surplus and how to supply the surplus to the shortage areas or how to find new sources. He mentioned the permitting process for a new stream or reservoir is time consuming; therefore calling for the 50 year plan. DEQ wants all possible alternatives in this plan. There is a requirement to update the plan every five years with resubmission to DEQ every 10 years. This plan is not meant to restrict the Town from alternative plans if conditions change. Mr. Lawless advised a resolution needs to be in place adopting this plan. In the power point presented, Mr. Lawless stated the Town should expect a water short fall in the Year 2060 of over 100 million gallons per year if circumstances stay as they are now. The region shows a short deficiency. Some alternatives include purchasing additional water from Campbell County or evaluate a purchase agreement with the City of Lynchburg. If the resolution is adopted, Council will also be adopting the Drought Response Contingency Plan. This allows for an evaluation of the water supply on a local level. He advised Council of the need for a Drought Ordinance.

Mr. Higginbotham questioned if water lines are being replaced, should the Town also include a grey water line.

Mr. Lawless stated this was not a bad idea.

b. Frannie's House Update

Ms. Linda William Ellis, YWCA Domestic Violence Prevention Center, gave an update on Frannie's House, a domestic violence shelter, after their first year in operation. Ms. Ellis stated the shelter has provided housing to 35 women and children; they had taken 302 hotline calls from victims, social services, hospitals and doctors' offices. There have been 592 hours of counseling provided as well. She mentioned six of the eight employees are locals. One of the concerns when Frannie's House was being formed was possible issues with abusers. She stated there have been no issues with abusers or complaints from the neighbors. The goal is to operate quietly.

Mr. Coleman asked Ms. Ellis to compare Frannie's House to other localities.

Ms. Ellis stated things were off to a slow start in the beginning but has increased rapidly.

Mr. Coleman asked how the Community could continue to help with this success.

Ms. Ellis stated the Community has welcomed Frannie's House with open arms.

Ms. Ellis introduced the new Frannie's House manager, Angela Davis.

8. Public Hearing

a. Ordinance Amendment-Section 24-1 Noise

Mayor Burgess opened the public hearing at 7:36 p.m.

Mr. Coggsdale advised Council had previously discussed ordinance amendments that would bring the Town in compliance with recent changes to the enforcement of Noise Ordinances in Virginia. At this time, Council will receive input from the public in regard to the proposed amendments to Section 34-1 "Noise Ordinance" of the Town Code of Altavista.

Mr. James Walker, 815 7th Street, addressed Council in regards to radio noise. Mr. Walker advised this was a problem at night and especially on the weekends.

Mayor Burgess closed the public hearing at 7:38 p.m.

Mr. Coleman questioned the procedure to enforce this ordinance.

Mr. Coggsdale stated there were several different options but the procedure had to be something that was measureable. Rather than the expense of purchasing meters, noise will be measured in feet.

Mr. Eller stated the police would have to catch the person in the act or the complainant would have to be willing to swear out a warrant.

A motion was made by Mr. Edwards, seconded by Mr. Coleman, to adopt the proposed amendments to Section 34-1 "Noise Ordinance" of the Town Code of Altavista.

Motion carried:

VOTE:	Mr. J.R. Burgess	Yes
	Mr. Ronald Coleman	Yes
	Mrs. Beverley Dalton	Yes
	Mr. Charles Edwards	Yes
	Mr. Bill Ferguson	Yes
	Mr. Jay Higginbotham	Yes
	Mr. Mike Mattox	Yes

An Ordinance to repeal, amend and re-ordain Section 34-1 of the Code of the Town of Altavista, 1968, relating to noises.

Be it ordained by the Town Council of the Town of Altavista:

1. That Section 34-1 of the Code of the Town of Altavista, 1968, be repealed, amended and re-ordained as follows:

Sec. 34-1. Noises.

(a) *Prohibited acts.* Except as provided in subsection (b) of this section, ~~if the following activities shall be unlawful in the Town: for any person to make, or cause or allow to be made, any~~

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~~unreasonably loud and disturbing noise in the town. It shall be unlawful for any person to make or allow to be made in or on property owned by him or her or in which he or she resides any unreasonably loud and disturbing noise in the town. The following acts are declared to be unreasonably loud and disturbing noises in violation of this section, but such enumeration shall not be deemed to be exclusive, namely:~~

- (1) *Blowing horns.* ~~The~~ Sounding of any horn or signal device on any automobile, motorcycle, bus or other vehicle, except as ~~a reasonable~~ an emergency warning.
- (2) *Radios, phonographs, or other machines or devices producing or reproducing sound.* ~~The use, operation or permitting of the use or operation of any radio receiving set, musical instrument, phonograph, tape player, compact disc player, loudspeakers or other machine or device for the producing or reproducing of sound in such manner or with such volume as to disturb the quiet, comfort or repose of persons in any dwelling or other type of residence. In a prosecution for a violation of this section, there shall be created a rebuttable presumption that such quiet, comfort and repose has been so disturbed if such radio, phonograph, etc. is plainly audible at a distance of 50 feet from the building, structure, vehicle or other place in which it is located. Using, operating or playing any radio, television, record player, compact disc player or tape player, musical instrument, loudspeaker, sound amplifier or other machine or device capable of producing or reproducing sound in such a manner or with such volume or duration that it is audible between 11:00 p.m. and 7:00 a.m. (i) inside the confines of the dwelling unit, house or apartment of another person or (ii) at fifty (50) or more feet from the device, except for devices operated by permit issued pursuant to Subsection (b) (2) below.~~
- (3) *Loudspeakers and amplifiers for advertising.* ~~The~~ Useing, operationing or permitting ~~of the use or operation, without a permit from the town as provided in subsection (b)(2) of this section, of any radio, receiving set, musical instrument, phonograph, tape player, record player, compact disc player or tape player, musical instrument, loudspeaker, sound amplifier, or other machine or devise for the production or reproduction of sounds which is cast upon the public streets for the purpose of commercial advertising or attracting the attention of the public to any building or structure.~~
- (4) *Yelling and shouting.* ~~Yelling and/or shouting, whistling, or engaging in boisterous conversation, or the permitting of such yelling and/or shouting, etc., in such a manner or with such volume as to disturb the quiet, comfort or repose of persons in any dwelling or other type of residence. In a prosecution for a violation of this section, there shall be created a rebuttable presumption that such quiet, comfort and repose has been so disturbed if such yelling, shouting, etc., is plainly audible at a distance of 50 feet from the persons doing such yelling, shouting, etc., or that it is audible (i) inside the confines of the dwelling unit, house or apartment of another person or (ii) at fifty (50) or more feet from the person engaging in such conduct or at 50 feet from the building, structure or vehicle in which such persons are located.~~
- (5) Allowing any animal or bird to cause noise (i) such that it can be heard inside the confines of the dwelling unit, house or apartment of another person between the hours of 11:00 p.m. and 7:00 a.m.; (ii) such that it can be heard at fifty (50) or more feet from the animal or bird between the hours of 11:00 p.m. and 7:00 a.m.; (iii) such that it can be heard inside the confines of the dwelling unit, house or apartment of another person at least once per minute for 10 consecutive minutes; or (iv) such that it can be heard at fifty (50) or more feet from the animal or bird at least once per minute for 10 consecutive minutes.
- (6) Playing or permitting the playing of any radio, record player, compact disc player or tape player, loud speaker, sound amplifier, or other machine or device used for the production or reproduction of sound, which is located within a motor vehicle and which is audible from outside the motor vehicle at a distance of 50 feet or more from such vehicle. This provision shall not apply to sirens, loud speakers and emergency communications radios in public safety vehicles, nor shall it apply to motor vehicle alarms or other security devices.
- (7) Creating noise in residential areas between 11:00 p.m. and 7:00 a.m. in connection with lawn care, leaf removal, gardening, tree maintenance or removal and other landscaping, lawn or timbering activities.
- (8) *Unmuffled exhausts.* ~~The~~ Dischargeing into the open air of the exhaust of any steam engine, stationary internal combustion engine or motor vehicle, including motorcycles, all terrain vehicles ("ATVs", "four wheelers") except through a muffler or other device intended to control ~~which will effectively prevent loud or explosive noises therefrom.~~ In a prosecution for a violation of this section, failure of the owner of a motor vehicle to have installed thereon an exhaust system in conformity with the requirements of Code of Virginia, §§ 46.2-1047, 46.2-1049 and 46.2-1050, incorporated by reference into this Code shall be prima facie evidence of a violation of this section.
- (9) *Running of diesel tractors between certain hours.* The running of the engine of a diesel tractor truck, whether muffled or unmuffled, without the driver being in the cab of such tractor truck at the time the engine is running, between the hours of 11:00 p.m. and 7:00 a.m.

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(10) *Running accessory engine between certain hours.* The running of any accessory engine on a trailer of the type commonly pulled by tractor trucks between the hours of 11:00 p.m. and 7:00 a.m.

(11) *Use of engine compression brakes.* Use of engine compression brakes on a motor vehicle unless use is necessitated by the existence of a bona fide emergency occurrence requiring said use to avoid injury to person or property. "Engine compression brake" means any motor vehicle brake that is operated by the compression of the engine of the motor vehicle or any unit or part thereof.

(b) *Exemptions.* The following activities shall be exempt from the provisions of subsection (a) of this section:

(1) Noises resulting from any event sanctioned by the town council by permit as set forth herein. Permits may be issued for the following events:

- a. Fireworks displays.
- b. Carnivals.
- c. Parades.
- d. Outdoor amplified music or bands, whether on private or public property.
- e. Outdoor sporting events.
- f. School sponsored events on school property.
- g. Public functions.
- h. Commercial sales events.

(2) Any person, group or organization desiring to hold an event as outlined in (1) of this section shall obtain a permit from the town manager or his designee not later than 48 hours before the commencement of the event. Events which occur on a regular basis may be permitted multiple times in a single permit.

(3) Any noises resulting from normal operations of any industrial plant located within the town.

(4) Any noises resulting from ~~the~~ normal commercial operations in the town between the hours of 7:00 a.m. and 11:00 p.m.

(c) *Penalty.* Any person violating any of the provisions of this section shall be deemed guilty of a class 4 misdemeanor as to the first and second violation of the same provision and a third or subsequent violation of the same provision shall constitute a Class 3 misdemeanor.

(d) *Injunction.* As an additional remedy, the operation or maintenance of any device, instrument, vehicle or machinery in violation of any provision of this section which endangers the health, safety or welfare of residents in the area shall be deemed, if so declared by the town council, a public nuisance and may be subject to abatement merely by a restraining order or injunction issued by the county circuit court.

2. This Ordinance shall become effective immediately upon passage by the Town Council of the Town of Altavista.

9. Committees

a. Public Works Committee

Sidewalk Improvements

Mr. Ferguson advised the Public Works Committee discussed several sidewalk projects that have been mentioned by citizens over the past few months. Staff will be reviewing and working up estimates. If the projects are deemed viable, this would get them into the overall plan of possible improvements. Currently, the two previously approved projects are being designed and prepared for bid; they include Broad Street (9th Street to the railroad) and Amherst Avenue (9th Street to Main Street).

Bedford Avenue Park

He mentioned staff is continuing its work on developing a plan and budget for this project.

Miscellaneous

Mr. Ferguson mentioned the Public Works Committee continued a discussion regarding On-Street parking and suggested several areas that signage may assist with sight distance issues.

Mr. Ferguson complimented the Public Works Department for the excellent job of cleaning up the bank on Bedford Avenue.

b. Finance Committee

Water Asset Management Study

Mr. Coleman stated Staff has been reviewing proposals for development of a Water Asset Management Study for the past few months. Staff recommends, as well as the Public Works Committee, that the Town award this project to WW Associates in the not to exceed amount of \$25,500. He mentioned two other quotes were received; Wiley/Wilson (\$28,400) and Reynolds Clark (\$32,000).

A motion was made by Mr. Edwards, seconded by Mrs. Dalton, to award the Water Asset Management Study to WW Associates at a not to exceed amount of \$25,500.

Motion carried:

VOTE:	Mr. J.R. Burgess	Yes
	Mr. Ronald Coleman	Yes
	Mrs. Beverley Dalton	Yes
	Mr. Charles Edwards	Yes
	Mr. Bill Ferguson	Yes
	Mr. Jay Higginbotham	Yes
	Mr. Mike Mattox	Yes

Budget Amendments

Mr. Coggsdale presented Council with four budget amendments.

BUDGET AMENDMENT

BE IT ORDAINED by the Town Council of Altavista, VA, that the following amendment be made to the annual budget ordinance for the fiscal year ending June 30, 2011:

Section 1. To amend the General Fund, the expenditures are to be changed as follows:

<u>Acct</u>	<u>Increase</u>	<u>Decrease</u>
Non-Departmental		
Other Charges – Misc.	\$3,500	
	<u>\$ 3,500</u>	<u>\$ -</u>
Non-Departmental		
010-0000-336.02-00		\$3,500
(Property Maintenance Loan Payment)		
TOTAL:	<u>\$3,500</u>	<u>\$3,500</u>

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This will not result in a net increase to the budget.

Section 2. Copies of this budget amendment shall be furnished to the Clerk of the Town Council and to the Finance Director for their direction.

Adopted this 14th day of June, 2011.

BUDGET AMENDMENT

BE IT ORDAINED by the Town Council of Altavista, VA, that the following amendment be made to the annual budget ordinance for the fiscal year ending June 30, 2011:

Section 1. To amend the General Fund, the expenditures are to be changed as follows:

<u>Acct</u>	<u>Expenditure</u>	<u>Revenue</u>
Highway Fund General Admin. & Misc. – 020-4001-607.50-32 (Benefit adjustments – annually)	\$33,000 <u>\$ 33,000</u>	 <u>\$ -</u>
Highway Fund Pavement 020-4101-601.60-36	 <u> </u>	 <u>(\$33,000)</u>
TOTAL:	<u><u>\$33,000</u></u>	<u><u>(\$33,000)</u></u>

This will not result in a net increase to the budget.

Section 2. Copies of this budget amendment shall be furnished to the Clerk of the Town Council and to the Finance Director for their direction.

Adopted this 14th day of June, 2011.

BUDGET AMENDMENT

BE IT ORDAINED by the Town Council of Altavista, VA, that the following amendment be made to the annual budget ordinance for the fiscal year ending June 30, 2011:

Section 1. To amend the General Fund, the expenditures are to be changed as follows:

<u>Acct</u>	<u>Increase</u>	<u>Decrease</u>
Public Safety Capital Outlay – New 010-3101-501.82-10 (Byrne Grant)	\$5,638 <u>\$ 5,638</u>	 <u>\$ -</u>
Public Safety Grants 010-0000-343.02-00 (Byrnes Grant)	 <u> </u>	 <u>\$5,638</u>
TOTAL:	<u><u>\$5,638</u></u>	<u><u>\$5,638</u></u>

This will result in a net increase to the budget, but not local funds.

Section 2. Copies of this budget amendment shall be furnished to the Clerk of the Town Council and to the Finance Director for their direction.

Adopted this 14th day of June, 2011.

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BUDGET AMENDMENT

BE IT ORDAINED by the Town Council of Altavista, VA, that the following amendment be made to the annual budget ordinance for the fiscal year ending June 30, 2011:

Section 1. To amend the General Fund, the expenditures are to be changed as follows:

<u>Acct</u>	<u>Expenditure</u>	<u>Revenue</u>
Water Department		
Fluoride Grant Expenses 050-5001-701,50-94 (Fluoride grant)	\$40,000	
	<u>\$ 40,000</u>	<u>\$ -</u>
Water Department		
State Fluoride Grant 050-0000-341.14-00 (Fluoride Grant)		\$40,000
TOTAL:	<u>\$40,000</u>	<u>\$40,000</u>

This will result in a net increase to the budget of \$40,000, but no local new local funds.

Section 2. Copies of this budget amendment shall be furnished to the Clerk of the Town Council and to the Finance Director for their direction.

Adopted this 14th day of June, 2011.

A motion was made by Mr. Coleman, seconded by Mrs. Dalton, to approve the budget amendments as presented.

Motion carried:

VOTE:	Mr. J.R. Burgess	Yes
	Mr. Ronald Coleman	Yes
	Mrs. Beverley Dalton	Yes
	Mr. Charles Edwards	Yes
	Mr. Bill Ferguson	Yes
	Mr. Jay Higginbotham	Yes
	Mr. Mike Mattox	Yes

Mr. Coggsdale advised Public Works has a front line mower that is in need of significant repairs.

Mr. Tomlin stated this is one of the mowers used at the parks and at the Wastewater Treatment Plant. The New Holland mower is approximately ten years old. Repairs to the mower are estimated at a minimum to be \$5,000. He stated a zero turn mower can be purchased at approximately \$9,500.

Mr. Tomin stated monies are in the budget to cover the cost of purchasing the new mower.

Mr. Coleman stated the question is to repair or purchase a new mower.

A motion was made by Mr. Ferguson, seconded by Mr. Coleman, to purchase the Next Laser Z mower at a cost not to exceed \$9,500.

Motion carried:

VOTE:	Mr. J.R. Burgess	Yes
	Mr. Ronald Coleman	Yes
	Mrs. Beverley Dalton	Yes
	Mr. Charles Edwards	Yes
	Mr. Bill Ferguson	Yes

Mr. Jay Higginbotham	Yes
Mr. Mike Mattox	Yes

c. Police Committee

Crime Report Summary

Mr. Mattox advised Chief Hamilton reviewed the Crime Report Summary with the Police Committee.

Miscellaneous/Updates/FYI

Mr. Mattox reported, 1) Administrative Officer Smith is exploring grant opportunities for the department; one may be a USDA grant for a “Forensics Evidence Collection Van”, 2) The Accreditation Process is approximately one-third of the way complete and should be ready for submittal in 2013, 3) Officer Rigney recently received a National Certification in Forensics, 4) Radio Repeater installation is complete; this project was funded through a Byrne Grant.

Mr. Edwards questioned the use of a truck which the department has had for several years. He asked how the intended van is different from what the department already owns.

Chief Hamilton clarified the truck now used by the Police Department is a 1998 GMC Emergency Response Van and does not house evidence collection tools. The Emergency Response Van is used to transport the Emergency Response Team to the scene.

Mr. Edwards questioned if cars could be used to transport members of the Emergency Response Team.

Chief Hamilton stated due to the equipment the officers carry and wear, safety would be of a concern. All members mobilize in one area and transport as a unit.

d. Utility Committee

No report

e. Economic Development Committee

A motion was made by Mr. Edwards, seconded by Mr. Coleman, to dismantle the Economic Development Committee of Council.

Motion carried:

VOTE:	Mr. J.R. Burgess	Yes
	Mr. Ronald Coleman	Yes
	Mrs. Beverley Dalton	Yes
	Mr. Charles Edwards	Yes
	Mr. Bill Ferguson	Yes
	Mr. Jay Higginbotham	Yes
	Mr. Mike Mattox	Yes

f. ACTS (Transit) Advisory Committee

Mr. Mattox advised the ridership with the Altavista Community Transit System is ahead of schedule and everyone seems to enjoy the new bus. An anonymous Altavista citizen has agreed to pay bus fare for the months of June, July and August for all riders. He mentioned the Town of Hurt has elected to not have the bus service come into the Town.

Mr. Witt added the desire is to have increased ridership continue once the free fare is over.

10. Unfinished Business

a. Armory

Mr. Higginbotham presented Council with a power point presentation on the pre - assessment of the armory. He noted the building has been vacant since 1996 with minimal use. He pointed out items needing repair/replacement on the building; at an estimated cost of \$831,900.

Mr. Higginbotham requested thank you notes be sent to Mr. Maurice Law and Mr. Dale Moore who volunteered to put this assessment together.

Mr. Edwards pointed out the estimate received is several thousand dollars less than what Campbell County had estimated.

Mr. Mattox questioned the cost of a new building as opposed to repairing the old building.

Mayor Burgess asked the appointed committee to start looking at uses for the armory building.

b. Zoning Ordinance Update

Mr. Coggsdale stated at last month's meeting, Planning Commission Chair Jerry Barbee presented the draft Zoning Ordinance Update to Council. At that time, Council decided to take a month to review the document, develop a process by which to review the document and move toward a public hearing on the document. He mentioned staff would recommend having a Work Session with the Planning Commission, possibly during the PC's regular meeting, to review the main themes of the new document and become more familiar with the proposed changes to the new ordinance. Following the Work Session, Council can continue their process until they feel the document is ready for public hearing.

c. Pittsylvania Avenue Intersection Project

Mr. Coggsdale stated staff continues to meet and correspond with VDOT about the Pittsylvania Avenue intersection project in regards to possibly making this a locally administered project. He mentioned there are some concerns about different funding issues. VDOT is scheduled to provide their detailed budget so staff can review and see if there are some factors or duplications. He asked Council if they were interested in making this a locally administered project. He presented Council with a "Request to administer form" and a resolution.

Mr. Higginbotham stated he was under the impression Virginia Senator Bill Stanley was to help with funding this project if the Town was short on funds.

A motion was made by Mrs. Dalton, seconded by Mr. Ferguson, to adopt the resolution to locally administer the Pittsylvania Avenue Intersection Project.

Motion carried:

VOTE:	Mr. J.R. Burgess	Yes
	Mr. Ronald Coleman	Yes
	Mrs. Beverley Dalton	Yes
	Mr. Charles Edwards	Yes
	Mr. Bill Ferguson	Yes
	Mr. Jay Higginbotham	Yes
	Mr. Mike Mattox	Yes

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TOWN OF ALTAVISTA
URBAN PROJECT PROGRAMMATIC RESOLUTION
CONSTRUCTION OF MAIN STREET AND PITTSYLVANIA AVENUE INTERSECTION IMPROVEMENTS AND SIGNALIZATION
OF THE INTERSECTION OF MAIN STREET AND PITTSYLVANIA INTERSECTION

WHEREAS, in accordance with Virginia Department of Transportation construction allocation procedures, it is necessary that a request by Council resolution be made in order that the Department program a locally administered urban highway project in the Town of Altavista; and

WHEREAS, also in accordance with Virginia Department of Transportation construction allocation procedures the Town of Altavista will publish a “willingness to conduct” a public hearing; and

WHEREAS, also in accordance with Virginia Department of Transportation construction allocation procedures, it is necessary for the Town of Altavista and the Virginia Department of Transportation to enter into an agreement to effect the execution of the locally administered urban highway project; and

WHEREAS, it is necessary for an official of the Town of Altavista to be authorized by the Council of the Town of Altavista to execute the agreement on behalf of the Town.

NOW, THEREFORE BE IT RESOLVED, that the Town Council of Altavista requests that the Virginia Department of Transportation establish a locally administered urban project for the construction of improvements at the intersection of Main Street and Pittsylvania Avenue, including signalization at the intersection of Main Street and Pittsylvania Avenue; and

BE IT FURTHER RESOLVED, that the Town of Altavista further requests that the Virginia Department of Transportation reallocated sufficient funds from the Altavista Intersection Improvement Project at Pittsylvania and Main, UPC No. 80827, to fund the locally administered urban project herein requested; and

BE IT FURTHER RESOLVED, that the Town of Altavista agrees to pay its share of the total cost of the preliminary engineering, right-of-way and construction of this project in accordance with Section 33.1-44 of the Code of Virginia, and that, if the Town of Altavista subsequently elects to cancel this project, the Town of Altavista hereby agrees to reimburse the Virginia Department of Transportation for the total amount of the costs expended by the Department through the date the Department is notified of such cancellation; and

BE IT FURTHER RESOLVED, that the Town Manger of the Town of Altavista is hereby authorized to execute the agreement between the Virginia Department of Transportation and the Town of Altavista for the prosecution of the locally administered urban project hereinabove requested.

Adopted this 14th day of June, 2011

Town of Altavista

BY _____
J.R. Burgess, Mayor

ATTEST

Clerk of Council

Mr. Mattox questioned if the Town was on track for downsizing the Pittsylvania Avenue project or did Senator Stanley keep this project on the original track.

Mr. Coggsdale stated working from the bridge to the intersection is a seven million dollar project and at this time there is \$700,000 projected for this project. The project calls for increased flares on the east side of the intersection.

Mrs. Dalton stated a conversation with Senator Stanley is warranted to see what is available to the Town.

Mr. Higginbotham stated the interchange needs to be designed for what the needs are, not for what the dollars are.

Mr. Mattox stated VDOT needs to revisit this issue with the anticipated truck traffic at this intersection.

Mr. Coleman stated the intersection needs to be fixed according to what is needed not for what it is budgeted for.

11. New Business

a. Strategic Planning

Mr. Coggsdale stated it is a practice of governing bodies to annually meet to discuss and establish plans and priorities for the upcoming year(s). What does Council want to do in the next year, the next five years and how will it be accomplished? An annual meeting would set forth Council's values. What is important to the community, what is expected, what is the outcome and what processes will be used to reach the outcome? He mentioned a strategic plan would help with budgeting. What the priorities are and determining what resources are needed to achieve those priorities. This would be the generation of a work plan that can guide the performance of the employees and departments as they accomplish the work that is set forth in this strategic planning process. This sets forth a mechanism for setting forth annual priorities. Mr. Coggsdale stated Council plays two critical roles in the development of the Strategic Plan; creation of public policy and the allocation of public resources. Staff is tasked with implementation of the policies and priorities set by Council. In order to ensure integrity of the Strategic Plan, Council will use the Strategic Plan to inform its decision-making.

A motion was made by Mrs. Dalton, seconded by Mr. Ferguson, to move forward with implementing an Annual Strategic Planning Process.

Motion carried:

VOTE:	Mr. J.R. Burgess	Yes
	Mr. Ronald Coleman	Yes
	Mrs. Beverley Dalton	Yes
	Mr. Charles Edwards	Yes
	Mr. Bill Ferguson	Yes
	Mr. Jay Higginbotham	Yes
	Mr. Mike Mattox	Yes

b. Cable Franchise Agreement

Mr. Coggsdale requested up to two Council members be designated to assist staff with the review of a new Cable Franchise Agreement. He mentioned the Town of Altavista and the Town of Hurt have worked jointly on this process in the past.

Mr. Eller advised Comcast has sent in a proposed ordinance agreement, so there is something to work from. He stated he would contact Hurt Town Council and asked them to also appoint two members to serve on the committee.

Mrs. Dalton questioned if this was an agreement the Town is currently working under.

Mr. Eller answered affirmatively.

Mr. Ferguson questioned the availability of another cable company in this area.

Mr. Eller stated he was unsure if anyone would bid.

Mr. Coleman and Mr. Ferguson volunteered to serve on the committee.

c. Property Maintenance-Nuisance

Mr. Witt addressed Council advising of a nuisance property located at 1102 15th Street. He stated he has been dealing with this property for several years and the property owner, Mr. Sherman Foreman, recently passed. Mr. Witt advised his efforts to contact a family member have been unsuccessful. He mentioned last year, the house was open and accessible and staff had it boarded up at a cost of \$200 to the owner. This invoice remains unpaid. Mr. Witt stated he has no

contact to work with on getting the matter resolved. He has mailed letters to Mr. Foreman's son with no response. He requested permission to use Section 21-1 of the Town Code. Mr. Witt asked Council to direct him to send a certified letter to the last known address of Mr. Foreman to have the house removed, repaired or secured and also publish notice in the Journal for two consecutive weeks. Once this is done, the owners have 30 days to respond after which staff can take action. Mr. Witt felt this was not only a nuisance but a danger to the safety of the public.

Mrs. Dalton mentioned this it was regrettable to have to take over property that belongs to someone else.

A motion was made by Mr. Edwards, seconded by Mr. Mattox, to allow Mr. Witt to direct the owners of 1102 15th Street to remove the structure and maintain the property of this address.

Motion carried:

VOTE:	Mr. J.R. Burgess	Yes
	Mr. Ronald Coleman	Yes
	Mrs. Beverley Dalton	Yes
	Mr. Charles Edwards	Yes
	Mr. Bill Ferguson	Yes
	Mr. Jay Higginbotham	Yes
	Mr. Mike Mattox	Yes

12. a. Town Manager's Report

VDOT Enhancement Project and Downtown Utility Replacement Project

- Construction began on May 31st.
- Substantial Completion – December 21, 2011
- Final Completion – January 21, 2012
- Contractor feels confident that project can be finished prior to the contract dates.
- Weekly meetings with business/property owners are held at 8:30 a.m. on Tuesdays at Rountrey's Hardware.
- Sanitary sewer is currently being installed.

Highway Improvement Projects

- Design work is being conducted for the Amherst Avenue (9th to Main) and the Broad Street (9th to Railroad).

Community Development Block Grant

- Façade Improvements
- Streetscape (Gateway Park)
 - Completed.
- Upper Story Housing
 - Work continues and should be wrapping up in the next month.
- Marketing
 - Way finding signage installed.
 - Kiosk installed
- Compliance review conducted by DHCD on Friday, June 4th.

Library Roof Project

- Project is complete, awaiting final invoice.

WWTP Emergency Overflow Pond

- Monitoring Well Sampling/Sludge sampling conducted and results are being reviewed by staff.
- Sharing results with DEQ in regard to the Well Monitoring Samples.
- Second EOP sludge sample has been drawn by the consultant and they are forwarding it to the University of Central Florida.

Mr. Coggsdale advised of a request by Ms. Tina Hamlett to hold a benefit at the Booker Building on July 23rd for a Ms. Christy Keyes. Ms. Keyes is currently a patient at the UVA Medical Center in Charlottesville, Virginia. Ms. Hamlett is requesting the rental fee being waived and would also like to have a beer garden at the benefit. Ms. Hamlett indicated a “Christy Keyes Benefit Foundation” has been established with the appropriate paperwork.

Mrs. Dalton suggested with the application, the charitable paperwork is presented to the Town.

Mr. Edwards stated he is sympathetic to the cause but is afraid this might open a can of worms. He stated he is uncomfortable approving the benefit but also uncomfortable declining it. He suggested money being raised to cover the expense of the Booker building.

Mr. Coleman questioned the time frame.

Mrs. Dalton stated this event should be limited to four hours. She stated there would be no control over the alcohol as is with the beer garden during Uncle Billy’s Day. She suggested not allowing the beer garden.

It was the consensus of Council to have the appropriate paperwork presented before authorizing the benefit. The rental fee being paid and not allowing the beer garden.

Mrs. Dalton requested the Booker Building policy be emailed to Council members for review.

13. Reports

i. Departmental

ii. Other

a. Other Items as Necessary

b. Informational Items

14. Matters from Town Council Members

Mr. Higginbotham presented Council with a video of wood chips scattered at the intersection of Pittsylvania Avenue and Main Street. He requested someone suggest back charging Virginia Dominion Power for the Town’s cost to clean spills up.

Mrs. Dalton stated the Town cleans this up, who else would? The Town is receiving some revenue from this industry and clean up would come from this revenue. There is a Committee that will take these issues into consideration.

Mr. Eller questioned even if there was a charge for cleaning up the streets, how it would be determined who spilt the chips. He stated people would not be convicted without evidence.

Mr. Higginbotham stated if Public Works has to clean up spills such as this, it is costing the tax payers dollars. There isn’t an ordinance to cover what is being charged the citizens of Altavista.

Mr. Edwards suggested leaving this matter to the committee for review.

Mrs. Dalton requested staff set up an organizational meeting with Virginia Dominion Power.

REGULAR COUNCIL MEETING JUNE 14, 2011

15. Closed Session

Mayor Burgess asked if there was anything else to bring before Council.

The meeting was adjourned at 9:26 p.m.

J. R. Burgess, Mayor

J. Waverly Coggsdale, III, Clerk